

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

## **DECISION BY THE COURT:**

This action came to hearing before the Court. The issues have been heard and a decision has been rendered.

**IT IS ORDERED AND ADJUDGED** that:

Plaintiff's Motion for Summary Judgment is **GRANTED**. The matter is **REMANDED** to the Commissioner for additional proceedings. Defendant's Motion for Summary Judgment is **DENIED**, and Judgment is entered for Plaintiff.

DATED: August 1, 2012

JAMES R. LARSEN  
District Court Executive/Clerk

s/ L. Stejskal  
Deputy Clerk